S.B. Civil Writ Petition No.5126/2005
(Basanti Sharma and Ors. Vs. UOI and Ors.)

Date of order : 17.1.2007

HON'BLE MR.H.R.PANWAR,J.

Mr. Sandeep Shah, for the petitioners
Mr. Girish Sankhla, for the non-petitioners

Learned counsel for the petitioners submits that the instant writ petition has become infructuous in view of the subsequent development of order of termination which has been challenged by the petitioners by a separate writ petition. Learned counsel for the petitioners submits that this writ petition may be dismissed in the light of the decision of this Court in S.B. Civil Writ Petition No. 6167/2005 (Smt. Sukhjeet Kaur & Ors. Vs. UOI & Ors.) decided on 12.12.2006 wherein this Court while dismissing the writ petition as infructuous made it clear that the prayer of the petitioner in the writ petition claiming for absorption of their services in any of the department of the Government of Rajasthan shall not restrict the petitioners in agitating this cause in their subsequent writ petitions wherein they have given challenge to their termination from service.

Accordingly, the writ petition is dismissed as having become infructuous. However, it will be open for the petitioners to raise the issues like non-payment of salaries, regularisation absorption in service in any other Government department in subsequent writ petition. The application being IA No. 3243/2006 as also stay petition stand dismissed.

(H.R.PANWAR),J.

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